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FEDERAL COMMUNICATIONS COMMISSION Washington, D. C. 20554

JAN 1 6 2003

OFFICE OF MANAGING DIRECTOR

Mr. Perry Curnutt KGKL Incorporated Post Office Box 1878 1301 S. Bryant Blvd. San Angelo, Texas 76902

> Re: Request of Waiver of Late Penalty Fiscal Year 2000 Regulatory Fee for KGKL Fee Control No. 00000RROG-03-028 Bill No. 2001-9-0098

Dear Mr. Curnutt:

This is in response to your request, filed on behalf of KGKL Incorporated for a waiver of the \$656.25 penalty for late regulatory fees for FY 2000 for KGKL FM 97.5 and KGKL AM 960. Our records reflect that you have not paid the late penalty.

In support of your request, you state that you pay your FCC taxes on time and that you should not be penalized because of the delay of the U.S. Postal Service.

Our records reflect that your envelope containing your fee check and your FCC Form 159 that accompanied your check were date-stamped by the Mellon Bank for receipt by the Commission on September 25, 2000.

The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. We find that KGKL did not meet its obligation to file its regulatory fee to be timely received by the Commission by September 22, 2000. We therefore deny your request for rescission of the late payment penalty for late payment of the fiscal year 2000 regulatory fee.

Payment of KGKL Incorporated's late payment penalty of \$ 656.25 for FY 2000 is now due. The late payment penalty must be filed together with a copy of Bill No. 2001-9-0098, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

Mark A. Reger Chief Financial Officer

Enclosure:

Copy of Bill No. 2001-9-0098

Federal Communications Commission BILL FOR COLLECTION

FOR INQUIRIES CALL 1-202-418-1995 (Revenue/Receivables Operations)

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KGKL, INC.

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9/15/2000

PAY TO THE ORDER OF Federal Communications Commission

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Two Thousand Six Hundred Twenty-Five and 00/100**

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Federal Communications Commission Regulatory Fees P.O.Box 358835 Pittsburgh, Pa 15251-5835

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Federal Communications Commission BILL FOR COLLECTION

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